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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of

Yusuke KOBAYASHI

Appln. No.: 10/001,958

Confirmation No.: 1400

Filed: December 05, 2001

For: GAME MACHINE USING SELF-PROPELLED MEMBERS

Docket No: Q67392

Group Art Unit: 3711

Examiner: Not Yet Assigned

**RESPONSE TO NOTICE ABANDONMENT UNDER 37 C.F.R. § 1.53(F) OR (G),
PETITION FOR NEW OFFICE ACTION AND WITHDRAWAL OF HOLDING OF
ABANDONMENT UNDER MPEP SECTION 7.11.03(c) II. and RESPONSE TO NOTICE
TO FILE CORRECTED APPLICATION PAPERS**

MAIL STOP PETITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants have received a Notice of Abandonment dated December 10, 2003 for the above-identified application. The undersigned, on behalf of Applicant, requests that the holding of abandonment of the above-identified application be withdrawn.

The undersigned hereby attests to the fact that the two month formal matter of December 21, 2001 was not received by the undersigned or his/her office and a search of the file jacket of the above application and the docket records of the undersigned attorney indicates that the two month formal matter was not received. A copy of the docket record where the non-received two month formal matter would have been entered had it been received and docketed is attached hereto. Also, attached please find the Petition Fee set forth in 37 C.F.R. § 1.17(m) in the amount of \$130.00. It is not believed that any extension of time fees are required, since the Notice to File Missing Parts was not timely received by our office as set forth below. Nevertheless, if the

USPTO determines that such fees or any other fees are required with this paper, the USPTO is

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OFFICE OF PETITIONS

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: Q67392

directed and authorized to charge all required fees, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Additionally, our office contacted the Petitions Branch and spoke with a Mr. Marvin Fletcher, who then faxed a copy of the Notice to File Corrected Application Papers to our Office. UIn response to the Notice to File Corrected Application Papers, Applicant submits herewith substitute drawings in compliance with 37 C.F.R. § 1.84. Consideration of the attached is respectfully requested.

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

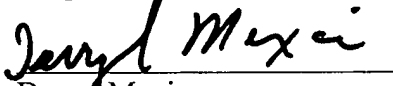
WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: January 6, 2003

Respectfully submitted,


Darryl Mexic
Registration No. 23,063

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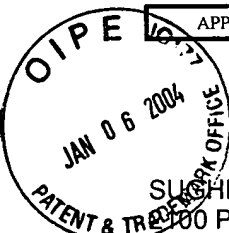
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov



APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/001,958	12/05/2001	Yusuke Kobayashi	Q67392

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC
 100 Pennsylvania Avenue, N.W.
 Washington, DC 20037

CONFIRMATION NO. 1400

ABANDONMENT/TERMINATION
LETTER

OC000000011455183

Date Mailed: 12/10/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 12/21/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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